IN THE HIGH COURT OF JUDICATURE AT BOMBAY

IN ITS INSOLVENCY JURISDICTION

OFFICIAL ASSIGNEE'S REPORT DATED 1ST DECEMBER, 2006
IN
INSOLVENCY NO. 95 OF 1955

Re: Amritlal Kalidas. ... Insolvent.

Ex-parte :

Manubhai B. Patel. ... Petitioning Creditor.

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Mr. Y.C. Parikh, Official Assignee present.

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CORAM : DR. D.Y. CHANDRACHUD,J.

05th DECEMBER 2006.

P.C. :

1. An order of adjudication was passed on 19th July 1955. The Official Assignee had declared the first and final dividend to the unsecured creditors of 0.100 ps. in a rupee on 9th November 2000. At present cash balance of Rs.1987.15 ps. is lying to the credit of the estate account. In the present case, no further recoveries are possible.

2. The Official Assignee has prayed that the cash balance in hand may be transferred to the unclaimed dividend capital account under Rule 178 of the Bombay Insolvency Rules, 1910 and thereafter, to the unclaimed dividend capital revenue account and the account may be closed for administrative purposes.

3. Having regard to the circumstances set out in the report of the Official Assignee, there is no reason why the prayer should not be granted. Prayer clause (a) of the report of the Official Assignee is accordingly granted.